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**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Attorney's Docket No.:  
ABB1130P0901US #28  
(6475.US.02)



**In Re Application Of:** J. Patel, et al.

**Serial Number:** 09/524,113

**Filed:** March 13, 2000

**For:** Novel Formulations Comprising Lipid-Regulating Agents

**Group Art Unit:** 1617

**Examiner:** Mojdeh Bahar

**Commissioner for Patents  
Washington, D.C. 20231**

Applicant hereby appeals to the Board of Appeals and Interferences from the decision of the Examiner dated 06/03/2003, rejecting claims 1, 3, 7-12 and 19.

The item(s) checked below are appropriate.

1. ☐ Applicant claims small entity status. (See 37 CFR 1.27.)  
☐ A Statement Claiming Small Entity Status is enclosed.
2. ☒ Appeal fee (37 CFR 1.17(b))  
☒ Large Entity - \$320.00 ☐ Small Entity - \$160.00
3. ☐ A petition and fee for an extension of time for reply to the rejection is enclosed.  
☐ Large Entity  
☐ \$110.00 ☐ \$410.00 ☐ \$930.00 ☐ \$1,450.00  
☐ Small Entity  
☐ \$55.00 ☐ \$205.00 ☐ \$465.00 ☐ \$725.00
4. ☒ A check for the amount of \$320.00 is enclosed.
5. ☐ Please charge the fee(s) to Deposit Account Number 23-0785. A duplicate copy of this sheet is attached.
6. ☒ Please charge any additional fee(s), or credit any overpayment, to Deposit Account Number 23-0785. A duplicate copy of this sheet is enclosed.

I am: ☐ applicant.  
☐ assignee of record of the entire interest.  
☒ attorney or agent of record  
☐ attorney or agent acting under 37 C.F.R. 1.34(a).

Martin L. Katz, Reg. No. 25,011

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I hereby certify that this document is being Deposited with sufficient amount of postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on August 27, 2003.

Rebecca J. Willis